

THE HONORABLE FRED VAN SICKLE

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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

In re METROPOLITAN SECURITIES
LITIGATION

THIS DOCUMENT RELATES TO:
ALL ACTIONS

NO. CV-04-025 FVS

PLAINTIFFS' OMNIBUS MOTIONS *IN LIMINE*

HEARING DATE: March 3, 2010,
9:00 a.m.

WITH ORAL ARGUMENT

Plaintiffs, by their undersigned counsel, move the Court for an Order
granting Plaintiffs' Omnibus Motions *In Limine*.

Dated this 16th day of February, 2010.

PLTFS' OMNIBUS MOTIONS *IN LIMINE*- 1 of 5
(CV-04-025 FVS)

[207065 v4.doc]

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PLTFS' OMNIBUS MOTIONS *IN LIMINE* - 2 of 5
(CV-04-025 FVS)

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CERTIFICATE OF SERVICE

I hereby certify that on February 16, 2010, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system. The Court or the CM/ECF system will send notification of such filings to the CM/ECF participants listed below, and I will mail the same via U.S. Postal Service to the non-CM/ECF participant(s).

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PLTFS' OMNIBUS MOTIONS *IN LIMINE* - 3 of 5
 (CV-04-025 FVS)

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PLTFS' OMNIBUS MOTIONS *IN LIMINE* - 4 of 5
(CV-04-025 FVS)

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PROPOSED ORDER

PROPOSED ORDER

THE HONORABLE FRED VAN SICKLE

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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

In re METROPOLITAN SECURITIES
LITIGATION

NO. CV-04-025 FVS

CLASS ACTION

THIS DOCUMENT RELATES TO:
ALL ACTIONS

[PROPOSED] ORDER GRANTING
PLAINTIFFS' MEMORANDUM IN
SUPPORT OF OMNIBUS MOTIONS *//*
LIMINE

Trial Date: March 15, 2010

This matter comes before the Court on Plaintiffs' Omnibus Motions in
Limine. Having considered the following submittals to the Court:

1. Plaintiffs' Omnibus Motions in Limine;
2. PwC's Opposition to Plaintiffs' Omnibus Motions in Limine;

[PROPOSED] ORDER RE: OMNIBUS MOTIONS *//*
LIMINE 1 of 4
(CV-04-025-FVS)
[1460596 v8.doc]

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1 3.

2 4.

3 5.

4 And the Court being otherwise fully advised hereby ORDERS as follows
5 with respect to each issue upon which Plaintiffs' moved:
6

7 A. Each party shall have three (3) Peremptory Challenges.

8 GRANTED _____

DENIED _____

9 B. The Court Should Give Expanded Preliminary Jury Instructions.

10 GRANTED _____

DENIED _____

11 C. Plaintiffs Should Be Permitted, Pursuant to Fed. R. Evid. 611(c),
12 to Examine Witnesses Identified with PwC by Leading Questions.

13 GRANTED _____

DENIED _____

14 D. The Court Should Exclude any reference to other cases involving
15 Counsel.

16 GRANTED _____

DENIED _____

17 E. Deposition Testimony Needs to be Designated by Page and Line.

18 GRANTED _____

DENIED _____

19 F. Twenty-four (24) Hour Notice of Witnesses and Exhibits.

20 GRANTED _____

DENIED _____

21 G. The Court should Exclude Personal Beliefs or Opinions of
22 Defense Counsel.

23 GRANTED _____

DENIED _____

24 [PROPOSED] ORDER RE: OMNIBUS MOTIONS /W
25

26 LIMINE- 2 of 4

(CV-04-025-FVS)

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H. The Arbitration Awards and Related Judgments are Inadmissible Hearsay.

GRANTED _____

DENIED _____

I. The Court Should Exclude Evidence or Argument Relating to Settlement Negotiations, Including Mediation and the Underlying Litigation.

GRANTED _____

DENIED _____

J. The Court Should Exclude Reference to the Absence of Parties or Witnesses Not Called.

GRANTED _____

DENIED _____

K. The Court Should Exclude Reference to the Fact this Motion Has been Made.

GRANTED _____

DENIED _____

IT IS SO ORDERED.

Dated this _____ day of March 2010.

Honorable Fred Van Sickle
United States District Judge

Presented by:

By s/ Bradley B. Jones _____

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Attorneys for Plaintiffs

[PROPOSED] ORDER RE: OMNIBUS MOTIONS //

LIMINE- 3 of 4

(CV-04-025-FVS)

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[PROPOSED] ORDER RE: OMNIBUS MOTIONS /W
LIMINE- 4 of 4
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